

REMARKS

This Amendment responds to the Office Action dated April 16, 2007 in which the Examiner rejected claims 1-27 on the grounds of non-statutory obviousness-type double patenting, rejected claims 1-4 under 35 U.S.C. §102(b) and objected to claims 5-27 as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form.

Claims 1-27 were rejected on the grounds of non-statutory obvious-type double patenting.

Attached to this Amendment is a Terminal Disclaimer which disclaims the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of U.S. Patent 6,681,034. Therefore, Applicant respectfully requests the Examiner withdraws the rejection to claims 1-27 on the grounds of non-statutory obviousness-type double patenting.

As indicated above, objected to claim 5 has been incorporated into claim 1 while claims 6, 11 and 13 have been amended for proper dependency. Therefore, Applicant respectfully requests the Examiner withdraws the rejection to claims 1-4 under 35 U.S.C. §102(b) and withdraws the objection to claims 6-27 as being dependent upon a rejected base claim but would be allowable if rewritten in independent form.

Thus it now appears that the application is in condition for reconsideration and allowance. Reconsideration and allowance at an early date are respectfully requested.

If for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is requested to contact, by telephone, the

Applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicant respectfully petitions for an appropriate extension of time. The fees for such extension of time may be charged to Deposit Account No. 02-4800.

In the event that any additional fees are due with this paper, please charge our Deposit Account No. 02-4800.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

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